

Exhibit "A"
Site Designation Resolutions
Marina Gateway Redevelopment Project



Winston H. Hickox
Agency Secretary,
Cal/EPA

State of California
California Environmental Protection Agency

Gray Davis
Governor



Air Resources Board | Department of Pesticide Regulation | Department of Toxic Substances Control

Integrated Waste Management Board | Office of Environmental Health Hazard Assessment | State Water Resources Control Board | Regional Water Quality Control Board

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April 13, 2001

D. E. H.
MAILROOM

Mr. George McCandless
County of San Diego
Department of Environmental Health
P.O. Box 129261
San Diego, CA 92112-9261

Dear Mr. McCandless:

REDESIGNATION OF AN ADMINISTERING AGENCY FOR
CLEVELAND AVENUE, NATIONAL CITY, CALIFORNIA

Pursuant to Health and Safety Code, Division 20, Chapter 6.65, Section 25260 *et seq.* (AB 2061, Chapter 1184, Statutes of 1993 (Umberg)), the Site Designation Committee has redesignated the County of San Diego as the administering agency for the Cleveland Associates hazardous materials release site (site). Enclosed is a copy of approval Resolution No. 00-07.

The administering agency's responsibilities include administering all state and local laws that govern the site cleanup, determining the adequacy and extent of cleanup, issuance of necessary authorizations and permits, and following the determination that an approved remedy has been accomplished, issuance of a certificate of completion. All of these activities should be administered after consultation with other regulatory agencies having jurisdiction over cleanup activities at the site. The administering agency should hold an initial meeting with support agencies to clarify roles, arrange cost recovery contracts, and set project proposed timeliness.

If requested, a Consultative Work Group can assist in coordinating all site investigation and remediation activities. The work group would consist of front-line staff from all appropriate agencies. As the administering agency, your staff should



Mr. George McCandless
April 13, 2001
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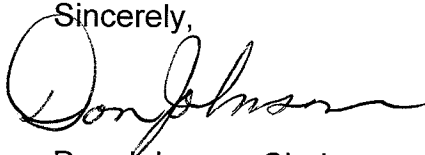
organize and chair meetings of the work group if one is formed. The work group should meet within 45 days of designation and as often as necessary thereafter.

To optimize coordination, the work group would develop a work plan for site cleanup. The work plan should layout the time frame for accomplishing site cleanup activities. The work plan should identify all permits and authorizations necessary for site cleanup, requirements for compliance with appropriate agency laws, ordinances and regulations, and areas where regulatory duplication and overlap can be eliminated. Streamlining the process should be emphasized.

Please keep us advised of the progress made on this site cleanup by providing Reports on a regular basis. Enclosed is a recommended reporting form.

This new program, and all our existing programs, can be successful only if original and flexible processes are used to implement our state's high environmental standards. I am confident that your staff has the expertise and ingenuity to make this Site Designation application a model of success. The Office of the Secretary supports and is available to assist you in these efforts. If you have any concerns, please call Ms. Laurie Grouard, Acting Site Designation Coordinator, at (916) 323-3394.

Sincerely,

A handwritten signature in cursive script, appearing to read "Don Johnson".

Don Johnson, Chair
Site Designation Committee

Enclosures

cc: See next page

Mr. George McCandless

April 13, 2001

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cc: Mr. Michael Snyder
Snyder Consulting
13011 Old West Avenue
San Diego, CA 92129-2404

Mr. Chris Gonaver, Chief
County of San Diego
Department of Environmental Health
P.O. Box 129261
San Diego, CA 92112-9261

Mr. J. Craig Williams
Daehnke & Cruz
Attorneys at Law
Jamboree Center
4 Park Plaza, Suite 1230
Irvine, CA 92614

Mr. Fred Cameron
Cleveland Associates
P.O. Box 265
National City, CA 91950

Mr. John Anderson
San Diego Regional Water Quality
Control Board
9771 Clairemont Mesa Blvd., Suite A
San Diego, CA 92124-1324

Mr. Jon Demorest
Latham & Watkins
701 B Street, Suite 2100
San Diego, CA 92101

**CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY
SITE DESIGNATION COMMITTEE
RESOLUTION NO. 00-07
December 7, 2000
Cleveland Associates, National City CA**

WHEREAS, Chapter 6.65 of the Health and Safety Code, commencing with Section 25260, establishes a Site Designation Committee; and

WHEREAS, the Site Designation Committee may designate an Administering Agency to oversee a site investigation and remedial action at a hazardous materials release site upon request of a responsible party; and

WHEREAS, Cleveland Associates, a responsible party as defined in Health and Safety Code Section 25260(h), requested the Site Designation Committee to designate a different administering agency to oversee site investigation and remedial action at 2501 Cleveland Avenue, National City, San Diego County, California, more particularly San Diego County Assessor's Parcel Numbers 559-160-03, -09, -21 and 559-117-14 and -15 ; and

WHEREAS, this site is a hazardous materials release site as defined in Health and Safety Code Section 25260; and

WHEREAS, the Site Designation Committee designated the San Diego Regional Water Quality Control Board as the administering agency on August 26, 1999 by adopting Resolution No.99-10; and

WHEREAS, the San Diego Regional Water Quality Control Board requested that pursuant to Health and Safety Code Section 25267 the Site Designation Committee review the original designation based on new information, and that this new information likely would have resulted in the designation of a different administering agency; and

WHEREAS, the Site Designation Committee held a meeting on December 7, 2000, and provided an opportunity at the meeting for public comment regarding the request for review; and

WHEREAS, Cleveland Associates has agreed to reimburse appropriate agencies for their appropriate oversight costs and/or costs of permit development, where those agencies' significant involvement and/or permit development is necessary for the furtherance of the project goals; and

WHEREAS, the Site Designation Committee considered the request for review and the new information and furthermore, considered all factors and criteria set forth in Health and Safety Code Sections 25262 and 25267; and the Site Designation Committee has concluded that the original designation was not in the public interest; and

SITE DESIGNATION COMMITTEE

Resolution No. 00-07

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WHEREAS, the site involves issues directly and materially related to requirements of the San Diego Regional Water Quality Control Board and the Department of Fish and Game; and

NOW, THEREFORE BE IT RESOLVED that the Site Designation Committee hereby rescinds Resolution No. 99-10 designating the San Diego Regional Water Quality Control Board administering agency for the site and hereby designates the County of San Diego, Environmental Health Department as the administering agency for the site; and

BE IT FURTHER RESOLVED that this designation is subject to the following conditions:

1. The County of San Diego, Department of Environmental Health, shall consult, on an ongoing basis, with all appropriate agencies who have expressed an interest in this site, including all agencies who would otherwise be issuing a permit or other form of authorization:
 - a) in administering all state and local laws which are applicable;
 - b) in determining the adequacy of site investigation and remedial action activities; and
 - c) prior to issuing any permit or other form of authorization.
2. Such consultation will also include notification if information becomes available to the administering agency that the original application was inaccurate or was incomplete.
3. If an advisory team is convened by the Site Designation Committee, a representative of the administering agency shall attend all advisory team meetings.
4. The County of San Diego, Department of Environmental Health shall submit quarterly reports to the Site Designation Committee and to other appropriate agencies concerning the status of the investigation and/or remediation of the site and shall comply with applicable public participation requirements.
5. The County of San Diego, Department of Environmental Health shall provide at least 60 days notice to interested agencies and parties prior to issuing a certificate of completion for the site.

SITE DESIGNATION COMMITTEE

Resolution No. 00-07

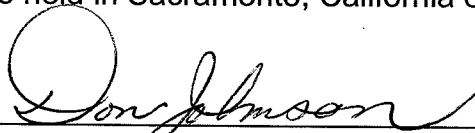
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6. The responsibility party will reimburse the appropriate agencies' costs, including the San Diego Regional Water Quality Control Board and the Department of Fish and Game.
7. The Site Designation Committee finds that the County certifies that issues at the site are related to potential risks to human health and the environment of sufficient significance to warrant reimbursement of the San Deigo Regional Water Quality Control Board's and the Department of Fish & Game's oversight expenditures.

CERTIFICATION

The undersigned Chair of the Site Designation Committee does hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the Site Designation Committee held in Sacramento, California on December 7, 2000.

DATED: 13 April 2001


Chair, Site Designation Committee



Winston H. Hickox
Agency Secretary,
Cal/EPA

State of California
California Environmental Protection Agency

Gray Davis
Governor



Air Resources Board | Department of Pesticide Regulation | Department of Toxic Substances Control

Integrated Waste Management Board | Office of Environmental Health Hazard Assessment | State Water Resources Control Board | Regional Water Quality Control Board

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April 4, 2001

D. E. H.
MAILROOM

Mr. George McCandless
County of San Diego
Department of Environmental Health
P.O. Box 129261
San Diego, California

Dear Mr. McCandless:

DESIGNATION OF AN ADMINISTERING AGENCY FOR
MARINA VILLAGE PROJECT, NATIONAL CITY, CALIFORNIA

Pursuant to Health and Safety Code, Division 20, Chapter 6.65, Section 25260 *et seq.* (AB 2061, Chapter 1184, Statutes of 1993 (Umberg)), the Site Designation Committee has designated the San Diego County as the administering agency for the Marina Village Project hazardous materials release site (site). The site is Enclosed is a copy of approval Resolution No. 00-06.

The administering agency's responsibilities include administering all state and local laws that govern the site cleanup, determining the adequacy and extent of cleanup, issuance of necessary authorizations and permits, and following the determination that an approved remedy has been accomplished, issuance of a certificate of completion. All of these activities should be administered after consultation with other regulatory agencies having jurisdiction over cleanup activities at the site. The administering agency should hold an initial meeting with support agencies to clarify roles, arrange cost recovery contracts, and set project proposed timeliness.

If requested, a Consultative Work Group can assist in coordinating all site investigation and remediation activities. The work group would consist of front-line staff from all appropriate agencies. As the administering agency, your staff should



Mr. George McCandless
April 4, 2001
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organize and chair meetings of the work group if one is formed. The work group should meet within 45 days of designation and as often as necessary thereafter.

To optimize coordination, the work group would develop a work plan for site cleanup. The work plan should layout the time frame for accomplishing site cleanup activities. The work plan should identify all permits and authorizations necessary for site cleanup, requirements for compliance with appropriate agency laws, ordinances and regulations, and areas where regulatory duplication and overlap can be eliminated. Streamlining the process should be emphasized.

Please keep us advised of the progress made on this site cleanup by providing Reports on a regular basis. Enclosed is a recommended reporting form.

This new program, and all our existing programs, can be successful only if original and flexible processes are used to implement our state's high environmental standards. I am confident that your staff has the expertise and ingenuity to make this Site Designation application a model of success. The Office of the Secretary supports and is available to assist you in these efforts. If you have any concerns, please call Ms. Laurie Grouard, Acting Site Designation Coordinator, at (916) 323-3394.

Sincerely,

A handwritten signature in cursive script, appearing to read "Don Johnson", written in dark ink.

Don Johnson, Chair
Site Designation Committee

Enclosures

cc: See next page

Mr. George McCandless

April 4, 2001

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cc: Ms. Sayareh Amirebrahimi
Cleanup Operations Branch - Cypress
5796 Corporate Avenue
Cypress, CA 90630

Mr. John Robertus
Executive Officer
San Diego Water Quality
Control Board
9771 Clairemont Mesa Blvd.
San Diego, California 92124-1324

Mr. Richard Oppen
McKenna and Cuneo, L.L.P.
Symphony Towers, Suite 3300
San Diego, California 92101-8105

**CALIFORNIA ENVIRONMENTAL PROTECTION AGENCY
SITE DESIGNATION COMMITTEE
RESOLUTION NO. 00- 06
December 7, 2000
National City "Marina Village"**

WHEREAS, Chapter 6.65 of the Health and Safety Code, commencing with Section 25260, establishes a Site Designation Committee; and

WHEREAS, the Site Designation Committee may designate an Administering Agency to oversee a site investigation and remedial action at a hazardous materials release site upon request of a responsible party; and

WHEREAS, the Community Development Commission of National City (a redevelopment agency), a responsible party as defined in Health and Safety Code Section 25260(h), requested the Site Designation Committee to designate an administering agency to oversee site investigation and remedial action at three blocks in the vicinity of 20th Street and Cleveland Avenue, National City, San Diego County, more particularly described as San Diego County Assessor's Parcels 559-118-02, 559-160-11, 559-117-04, -05, -06, -07, -12, -16, and -17; and

WHEREAS, this site is a hazardous materials release site as defined in Health and Safety Code Section 25260; and

WHEREAS, the Site Designation Committee received the request for designation of an administering agency on August 18, 2000 and review by the Site Designation Committee was waived by the applicant until the December, 2000 meeting; and

WHEREAS, the Site Designation Committee held a meeting on September 28, 2000, and provided an opportunity at the meeting for public comment regarding the application; and

WHEREAS, the Site Designation Committee considered the application and, furthermore, considered all factors and criteria set forth in Health and Safety Code Section 25262(c); and

WHEREAS, the Community Development Commission of National City agrees to reimburse appropriate agencies for their appropriate oversight costs and/or costs of permit development, where those agencies' significant involvement and/or permit development is necessary for the furtherance of the project goals; and

WHEREAS, the Site Designation Committee has determined that, based on consideration of all of the factors listed in Health and Safety Code Section 25262(c), the County of San Diego, Department of Environmental Health is the appropriate agency to act as the administering agency; and

SITE DESIGNATION COMMITTEE

Resolution No. 00-06

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WHEREAS, the site involves issues directly and materially related to requirements of the San Diego Regional Water Quality Control Board and the Department of Fish and Game; and

NOW, THEREFORE BE IT RESOLVED that the Site Designation Committee hereby designates County of San Diego, Department of Environmental Health as the administering agency for the site; and

BE IT FURTHER RESOLVED that this designation is subject to the following conditions:

1. The County of San Diego, Department of Environmental Health, shall consult, on an ongoing basis, with all appropriate agencies who have expressed an interest in this site, including all agencies who would otherwise be issuing a permit or other form of authorization:
 - a) in administering all state and local laws which are applicable;
 - b) in determining the adequacy of site investigation and remedial action activities; and
 - c) prior to issuing any permit or other form of authorization.
2. Such consultation will also include notification if information becomes available to the administering agency that the original application was inaccurate or was incomplete.
3. If an advisory team is convened by the Site Designation Committee, a representative of the administering agency shall attend all advisory team meetings.
4. The County of San Diego, Department of Environmental Health shall submit quarterly reports to the Site Designation Committee and to other appropriate agencies concerning the status of the investigation and/or remediation of the site and shall comply with applicable public participation requirements.
5. The County of San Diego, Department of Environmental Health shall provide at least 60 days notice to interested agencies and parties prior to issuing a certificate of completion for the site.

SITE DESIGNATION COMMITTEE

Resolution No. 00-06

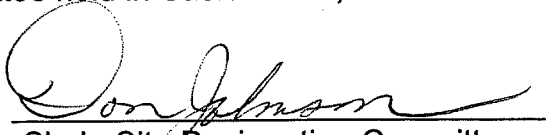
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6. The responsibility party will reimburse the appropriate agencies' costs, including the San Diego Regional Water Quality Control Board and the Department of Fish and Game.
7. The Site Designation Committee finds that the County certifies that issues at the site are related to potential risks to human health and the environment of sufficient significance to warrant reimbursement of the San Deigo Regional Water Quality Control Board's and the Department of Fish & Game's oversight expenditures.

CERTIFICATION

The undersigned Chair of the Site Designation Committee does hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the Site Designation Committee held in Sacramento, California on December 7, 2000.

DATED: April 4, 2001


Chair, Site Designation Committee